REMARKS

In this reply, Claims 1, 11, and 21 are amended. Claims 2-6, 12-16, and 22-26 are canceled.

CLAIM REJECTIONS—35 U.S.C. § 101

Claims 11-16 were rejected under 35 U.S.C. § 101 for allegedly being directed to non-statutory subject matter. Claims 12-16 are canceled. Claim 11 has been amended to recite a "volatile or non-volatile" machine-readable medium, which excludes "transmission medium" as defined in the specification. The Applicants request that the rejection of Claim 11 under 35 U.S.C. § 101 be withdrawn.

CLAIM REJECTIONS—35 U.S.C. § 102

Claims 1-6, 11-16, and 21-26 were rejected under 35 U.S.C. § 102(e) as being allegedly anticipated by U.S. Patent No. 6,631,522 ("Erdelyi"). Claims 2-6, 12-16, and 22-26 are canceled.

As amended, Claim 1 recites that the motion video file is recorded by an agent of an administrative organization. Claim 1 further recites that first data, which indicates a first sub-segment of the data, is received over a network communication link from an athlete. Claim 1 further recites that **only** portions of the motion video file that are specified by the first data—those portions being the "first sub-segment"—are sent to a potential recruiter over a network communication link. Claim 1 further recites that second data, which indicates a second sub-segment **of the first sub-segment**, is received over a network communication link from the

potential recruiter. Support for the amendment to Claim 1 is found, for example, in paragraphs [0060], [0074], [0185], and [0196]-[0198] of the specification.

Thus, Claim 1 recites that data is received from three different parties: the agent of the administrative organization, the athlete, and the potential recruiter. Beneficially, even though the athlete did not make the recording of the motion video, the athlete can still indicate (through the "first data"), which sub-segments of the motion video he would like to be available to potential recruiters—thus preventing such recruiters from viewing portions that the athlete does not want the recruiters to see (e.g., either because those portions do not feature the athlete or because those portions do not show the athlete at the athlete's best level of performance). A potential recruiter can then index the portions of the athlete's specified sub-segments so that the potential recruiter essentially creates his own ("second") sub-segments **of the first sub-segment** for the recruiter's own use.

Even if Erdelyi generally indicates that a portion of a motion video clip can be indexed for later use, Erdelyi does not appear to indicate that the motion video clip is recorded by an agent of an administrative organization (that is, not the athlete or the potential recruiter). Additionally, Erdelyi does not appear to disclose that a potential recruiter can make his own "clips" (sub-segments) out of the "clips" previously made by the athlete. For at least these reasons, Erdelyi does not appear to disclose the method of Claim 1 as amended. The Applicants therefore respectfully submit that Claim 1, as amended, is patentable over Erdelyi under 35 U.S.C. § 102(e).

The Applicants further respectfully submit that Claims 11 and 21, which recite machine-readable medium and apparatus analogues to the method recited in Claim 1, are also patentable

over Erdelyi under 35 U.S.C. § 102(e) for reasons similar to those recited above in connection with Claim 1.

CONCLUSION

For the reasons set forth above, it is respectfully submitted that all of the pending claims are now in condition for allowance. Therefore, the issuance of a formal Notice of Allowance is believed next in order, and that action is most earnestly solicited.

The Examiner is respectfully requested to contact the undersigned by telephone if it is believed that such contact would further the examination of the present application.

Please charge any shortages or credit any overages to Deposit Account No. 50-1302.

Respectfully submitted,

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